IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION.

CRIMINAL APPLICATION NO.6544 OF 2005

IN

CRIMINAL APPEAL NO.914 OF 2005

Lahu Bhagwan Wagh : Applicant.

versus

The State of Maharashtra : Respondent.

Mrs.Sarojini Upadhyay, advocate appointed, for the applicant.

Mrs.S.D.Shinde, APP, for the State.

CORAM : D.G.DESHPANDE

S.A.BOBDE, JJ.

DATED : JULY 25, 2006.

P.C.

1. This appeal is filed by original accused through jail. Advocate Mrs.Sarojini Upadhyay, is already appointed by this court to represent the

accused. She is present in court. She submits that there is a delay of 46 days in filing the appeal. She further submits that the delay is on account of conviction and non-avilability of finances. The trial court convicted the accused under Section 302 of the Indian Penal Code and sentenced him for life. Even the APP does not have serious objection in condoning the delay. Therefore, in the circumstances, Criminal Application is allowed. he delay is condoned. Criminal Application is disposed of. Appeal is admitted. Appeal to come up for hearing in due course of time.

2. Put up the Bail Application No.7319 of 2005 after two weeks which is on record as on today.

[D.G.DESHPANDE,J]

[S.A.BOBDE, J]